IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 13TH NOVEMBER 2006 / 22ND KARTHIKA 1928

Bail Appl..No. 6641 of 2006(A)

CMP.4882/2006 of J.M.F.C.,KOYILANDY
CRIME NO.713/06 OF KOYILANDI POLICE STATION

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: PETITIONER/ACCUSED

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1. ANEESH KUMAR, S/O.BHASKARA KURUP,
   MANHOLI HOUSE, CHEMBOTTUPARAMBATH,
   MOODADI AMSOM, MUCHUKUNNU DESOM.

2. OTHENACHAMKANDY VIJEESH,
   S/O.GOPALAN NAIR, "RAJEESH NIVAS",
   MOODADI AMSOM, MUCHUKUNNU DESOM.

3. SURESH, S/O.KUNHIKRISHNAN NIAR,
   VARIKKALIL HOUSE,
   MOODADI AMSOM, MUCHUKUNNU DESOM.

4. SAJITH, S/O.KUNHIKANARAN,
   CHALIL HOUSE,
   MOODADI AMSOM, MUCHUKUNNU DESOM.

5. SREEKUMAR, S/O.KARUNAKARAN NAIR,
   CHERUKUNNUMMAL,
   MOODADI AMSOM, MUCHUKUNNU DESOM.

6. HARI, S/O.NARAYANAN NAIR,
   KALAMULLATHIL,
   MOODADI AMSOM, MUCHUKUNNU DESOM.

7. RATHEESH, S/O.KUNHIKRISHNAN,
   ARYANGATT HOUSE,
   MOODADI AMSOM, MUCHUKUNNU DESOM.

8. CHERUPARAMBIL BABU,
   S/O.KUNHISANKARAN,
   MOODADI AMSOM, MUCHUKUNNU DESOM.

9. PAZHAYATHERUVATH MIDHUN,
   S/O.MOHAN,
   MOODADI AMSOM, MUCHUKUNNU DESOM.

10. PUTHIYEDATH RAJEESH,
S/O.RAGHAVAN NAIR,
MOODADI AMSOM, MUCHUKUNNU DESOM.

11. NADUKKANDI MEETHAL PRABILESH,
S/O.PRABHAKARAN,
MOODADI AMSOM, MUCHUKUNNU DESOM.

BY ADV. SRI.P.V.KUNHIKRISHNAN

RESPONDENTS: COMPLAINANT AND STATE
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1. SUB INSPECTOR OF POLICE,
KOYILANDY POLICE STATION,
KOZHIKODE.

2. STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
ERNAKULAM.

BY PUBLIC PROSECUTOR SHRI JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 13/11/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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BAIL APPLICATION NO. 6641 OF 2006

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DATED THIS THE 13TH DAY OF NOVEMBER, 2006

O R D E R

In this Petition filed under Sec. 439 Cr.P.C. the petitioners who are accused Nos.1 to 6 and 8 to 12 in Crime No. 713/06 of Koyilandi Police Station for offences punishable under Sections 143, 147, 148, 452, 427, 448 read with 149 I.P.C., seek their enlargement on bail.

2. I heard the learned counsel for the petitioners and the learned Public Prosecutor.

3. Having regard to the nature of the offences, the duration of judicial custody of the petitioners and the other circumstances of the case etc., I am inclined to grant bail to the petitioners. Accordingly, the petitioners are directed to be released on bail on each of them executing a bond for Rs. 10,000/- (Rupees ten thousand only) with two solvent sureties each for the like amount to the satisfaction of the J.F.C.M., Koyilandi and subject to the following conditions:

1. The petitioners shall report before the Investigating Officer between 9 a.m. and 11 a.m. on all Wednesdays.

2. The petitioners shall not influence or intimidate the prosecution witnesses nor shall they attempt to tamper with the evidence for the prosecution.

3. The petitioners shall not commit any offence while on bail.

If the petitioners commit breach of any of the above conditions, the bail granted to them shall be liable to be cancelled.

This application is allowed as above.

V.RAMKUMAR, JUDGE.

dsn